

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
CORPUS CHRISTI DIVISION

United States Courts  
Southern District of Texas  
FILED

FEB 12 2018

David J. Bradley, Clerk of Court

LA UNION DEL PUEBLO ENTERO, INC. §  
("LUPE"); LIONEL LOPEZ; ISABEL §  
ARAIZA; ARLENE LIRA EASTER; §  
ALICIA BENAVIDEZ; ANDRES ROSAS; §  
LENA LORRAINE LOZANO SOLIS; and §  
CARMEN RODRIGUEZ, §  
Plaintiffs, §

v. §

Civil Action No. 2:16-cv-00303

STATE OF TEXAS; GREG ABBOTT, in §  
his official capacity as Governor of Texas; §  
and ROLANDO PABLOS, in his official §  
capacity as Texas Secretary of State, §  
Defendants. §

**DEFENDANTS' EXHIBIT LIST**

Defendants State of Texas, Greg Abbott, in his official capacity as Governor of Texas, and Rolando Pablos, in his official capacity as Texas Secretary of State, hereby submit their initial list of trial exhibits. Defendants reserve the right to supplement or amend this exhibit list to add, substitute, or withdraw documents, to the extent such changes become necessary. Defendants also reserve the right to offer into evidence any documents identified on a joint exhibit list of the parties or on any exhibit lists submitted by Plaintiffs.

Defendants expect to offer the following documents at trial:

PRESIDING JUDGE Hon. Nelva Gonzales Ramos, U.S. District Judge			PLAINTIFFS' ATTORNEY Neil Steiner	DEFENDANTS' ATTORNEY Patrick K. Sweeten
TRIAL DATES 2/12/2018 -			COURT REPORTER	COURTROOM DEPUTY
NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS
1	✓	✓	2/12/18	Texas Supreme Court, Biographical Information of Current Justices (as of Feb. 15, 2017) (Easter Dep. Ex. 47)
2				Texas Court of Criminal Appeals, Biographical Information of Current Judges (as of Feb. 15, 2017) (Easter Dep. Ex. 48)
3				Texas Supreme Court, Court History: Justices Since 1945 (as of Nov. 2, 2017) (Yanez Dep. Ex. 10)
4				Texas Office of the Secretary of State, 2016 General Election Results, Statewide Excerpts (Araiza Dep. Ex. 20)
5				Texas Office of the Secretary of State, 2016 Republican Party Primary Election Results, Statewide Excerpts
6				Texas Office of the Secretary of State, 2014 General Election Results, Statewide Excerpts (Araiza Dep. Ex. 19)
7				Texas Office of the Secretary of State, 2012 General Election Results, Statewide Excerpts (Araiza Dep. Ex. 18)
8				Texas Office of the Secretary of State, 2010 General Election Results, Statewide Excerpts (Araiza Dep. Ex. 17)
9				Texas Office of the Secretary of State, 2008 General Election Results, Statewide Excerpts (Yanez Dep. Ex. 5)
10				Texas Office of the Secretary of State, 2008 Democratic Party Primary Election Results, Statewide Excerpts (Yanez Dep. Ex. 4)
11	✓	✓	2/12/18	Texas Office of the Secretary of State, 2006 General Election Results, Statewide Excerpts

12	✓	✓	2/12/18	Texas Office of the Secretary of State, 2004 General Election Results, Statewide Excerpts (Yanez Dep. Ex. 15)
13				Texas Office of the Secretary of State, 2002 General Election Results, Statewide Excerpts (Yanez Dep. Ex. 2)
14				Texas Office of the Secretary of State, 2002 Democratic Party Primary Election Results, Statewide Excerpts (Yanez Dep. Ex. 1)
15				Texas Office of the Secretary of State, 2000 General Election Results, Statewide Excerpts
16				Texas Office of the Secretary of State, 1998 General Election Results, Statewide Excerpts
17				Texas Office of the Secretary of State, 1996 General Election Results, Statewide Excerpts
18				Texas Office of the Secretary of State, 1994 General Election Results, Statewide Excerpts (Araiza Dep. Ex. 16)
19				Texas Office of the Secretary of State, 1992 General Election Results, Statewide Excerpts (Araiza Dep. Ex. 15)
20				Texas Office of the Secretary of State, 1992 Democratic Party Primary Election Results, Statewide Excerpts (Solis Dep. Ex. 2)
21				Excerpts from the Texas Almanac for the years 1966-1967 through 1992-1993
22				Summary Chart of Texas Supreme Court Justices by Party Affiliation, 1970-2017
23				Summary Chart of Texas Court of Criminal Appeals Judges by Party Affiliation, 1970-2017
24				John R. Alford Curriculum Vitae
25	✓	✓	2/12/18	Table 1 to Expert Report of John R. Alford, Ph.D., Election Analysis – Democratic Candidates – 2002-2016 Supreme Court and Court of Criminal Appeals

26	✓	✓	2/12/18	Table 2 to Expert Report of John R. Alford, Ph.D., Election Analysis – Republican Candidates – 2002-2016 Supreme Court and Court of Criminal Appeals
27				Table 3 to Expert Report of John R. Alford, Ph.D., Election Analysis – Primaries – 2002-2016 Supreme Court and Court of Criminal Appeals
28	<del>Withdrawn</del>			EI Estimation Output for Expert Report of John R. Alford, Ph.D. (Alford Dep. Ex. 5)
29				Michael S. Ariens Curriculum Vitae
30				Ronald E. Weber Curriculum Vitae
31				State Bar of Texas, Racial/Ethnic Minority Attorneys: Attorney Statistical Profile (2016-17) (TEX000001–TEX000004)
32				State Bar of Texas, 2016 Population Trends of Racial/Ethnic Minorities in the State Bar of Texas (TEX000005–TEX000010)
33				State Bar of Texas, Hispanic/Latino Attorneys by Years Licensed (2016-17) (TEX000035)
34				Affidavit of Cory Squires regarding State Bar of Texas materials (Oct. 31, 2017)
35				U.S. Department of Justice, Number of VRA Section 5 Submissions, by State and Calendar Year, 1990-2012 (Feb. 10, 2014)
36				U.S. Department of Justice, Number of VRA Section 5 Submissions, by State and Calendar Year, 1980-1989 (Feb. 10, 2014)
37	✓	✓	2/12/18	U.S. Department of Justice, Number of VRA Section 5 Submissions to Which Objections Have Been Interposed, by State and Calendar Year, 1990-2012 (Feb. 10, 2014)

38	✓	✓	2/12/18	U.S. Department of Justice, Number of VRA Section 5 Submissions to Which Objections Have Been Interposed, by State and Calendar Year, 1980-1989 (Feb. 10, 2014)
39				U.S. Department of Justice, Summary Information Regarding VRA Section 5 Objections to Submissions of State of Texas and its Political Subdivisions, 1975-2013
40				Texas Election Source, By the Numbers: 2016 General Election (Nov. 10, 2016)
41				Texas Constitution, Article V (current version)
42				Texas Supreme Court and Court of Criminal Appeals Appointments from 1996 to 2016
43	✓	✓	2/12/18	Winners of Texas Supreme Court and Court of Criminal Appeals Races Since 1976

Defendants offer the following exhibits—the reports of their designated testifying experts—subject to Defendants’ objection that the parties’ expert reports are inadmissible hearsay. Defendants thus seek the admission of their expert reports *only if* the Court overrules Defendants’ objection and admits Plaintiffs’ expert reports.

NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS
101	Obj			Expert Report of John R. Alford, Ph.D. (Sept. 18, 2017)
102	Obj			Expert Report of Michael S. Ariens (Sept. 18, 2017)
103	Obj			Expert Report of Ronald E. Weber (Sept. 18, 2017)

Respectfully submitted,

KEN PAXTON  
Attorney General of Texas

JEFFREY C. MATEER  
First Assistant Attorney General

BRANTLEY STARR  
Deputy First Assistant Attorney General

JAMES E. DAVIS  
Deputy Attorney General for Civil Litigation

/s/ Patrick K. Sweeten  
PATRICK K. SWEETEN  
Attorney-in-Charge  
Senior Counsel for Civil Litigation  
Tx. State Bar No. 00798537  
Southern District of Texas No. 1829509  
Tel.: (512) 463-4139; Fax: (512) 936-0545  
patrick.sweeten@oag.texas.gov

ADAM N. BITTER  
Assistant Attorney General  
General Litigation Division  
Tx. State Bar No. 24085070  
Southern District of Texas No. 2167538  
Tel.: (512) 475-4055; Fax: (512) 320-0667  
adam.bitter@oag.texas.gov

TODD LAWRENCE DISHER  
Special Counsel for Civil Litigation  
Tx. State Bar No. 24081854  
Southern District of Texas No. 2985472  
Tel.: (512) 936-2266; Fax: (512) 936-0545  
todd.disher@oag.texas.gov

P.O. Box 12548  
Austin, Texas 78711-2548

*Counsel for Defendants*